

PR6MA5.

UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF NEW YORK

DONALD SMITH, on behalf of
himself and all others similarly situated,

Plaintiffs,

v.

THORNBURG MORTGAGE, INC., GARRETT
THORNBURG, LARRY A. GOLDSTONE,
CLARENCE G. SIMMONS, and JOSEPH H.
BADAL,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 10/11/07
DATE FILED: 10/11/07

Civil Action No.: 07 CIV 8206 (LAP)

**STIPULATION EXTENDING TIME
TO RESPOND TO CLASS ACTION
COMPLAINT**

IT IS HEREBY STIPULATED, by and between the attorneys for the undersigned parties to this action, as follows:

1. Counsel for Defendants Thornburg Mortgage, Inc., Garrett Thornburg, Larry Goldstone, Clarence Simmons, and Joseph Badal (collectively "Defendants") hereby accepts service of the Summons and Complaint ("Class Action Complaint") in this action on behalf of all Defendants;
2. The time for Defendants to answer, move or otherwise respond to the Class Action Complaint in this action is extended until forty-five (45) days after the filing of a consolidated class action complaint in this action by the court-appointed Lead Plaintiff(s) pursuant to the Private Securities Litigation Reform Act of 1995; and
3. In the event that plaintiff in this action is appointed Lead Plaintiff, the parties will confer regarding the schedule for the filing of any Consolidated Amended Complaint and the briefing of any motion to dismiss.

IT IS SO ORDERED.

BY THE COURT:

UNITED STATES DISTRICT COURT JUDGE

10-11-07

Stipulated By and between:

Dated: October 5, 2007

Respectfully submitted,

HELLER EHRLMAN LLP

By

Jeremy N. Kudon (JK 8131)

Times Square Tower

7 Times Square

New York, New York 10036

Telephone: (212) 832-8300

Attorneys for Defendants:

Thornburg Mortgage, Inc., Garrett

Thornburg, Larry A. Goldstone, Clarence

G. Simmons, and Joseph H. Badal

Dated: October 5, 2007

SCOTT & SCOTT, LLP

By

David Scott (DS 8053)

108 Norwich Avenue

P.O. Box 192

Colechester, CT 06415

Telephone: (860) 537-5537

Attorneys for Plaintiff:

Donald Smith